



SRL 6067  
PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Jacob, et al.

Serial No. 09/023,401

Filed February 12, 1998

For USE OF N-SUBSTITUTED-1,5-DIDEOXY-1,5-IMINO-D-GLUCITOL  
COMPOUNDS IN COMBINATION THERAPY FOR TREATING HEPATITIS  
VIRUS INFECTIONS

August 27, 1998

**LETTER IN RESPONSE TO NOTICE TO FILE MISSING  
PARTS OF APPLICATION - FILING DATE GRANTED**

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS,

SIR:

In response to the "Notice to File Missing Parts of Application - Filing Date Granted," dated April 27, 1998, enclosed is applicants' signed Declaration and Power of Attorney in the above-referenced application. A copy of the Notice is returned herewith.

Applicant respectfully requests a two-month extension of time until August 27, 1998 under 37 C.F.R. § 1.136(a) for responding to the Notice mailed April 27, 1998 in the above application. Our check in the amount of \$400.00 is attached to cover the two-month extension fee. Also enclosed is a check in payment of the surcharge.

In the event any variance exists between the amount enclosed and the Patent Office charges, please charge or credit any difference to the undersigned's Deposit Account No. 19-1345.

Respectfully submitted,

*Charles E. Cohen*

Charles E. Cohen, Reg. No. 34,565  
SENNIGER, POWERS, LEAVITT & ROEDEL  
One Metropolitan Square, 16th Floor  
St. Louis, Missouri 63102  
(314) 231-5400

09/08/1998 SCARMICH 00000025 09023401

02 FC:116

400.00 OP

09/08/1998 SCARMICH 00000025 09023401

01 FC:105

130.00 OP

RECEIVED  
TECH CENTER 1600/2900  
98 SEP 10 AM 8:02

CERTIFICATE OF MAILING

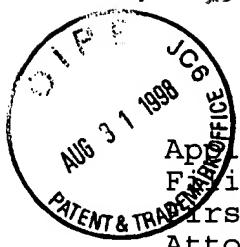
I hereby certify that the foregoing Response to Notice to File Missing Parts of Application - Filing Date Granted in the application of Jacob, et al., Serial No. 09/023,401, filed February 12, 1998 is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231 on this 27th day of August 1998.

  
Laura E. Polk

CEC/lep  
\*Enclosures

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TECH CENTER 1600/2900  
98 SEP 10 AM 8:02

**FEE TRANSMITTAL**



Application Number 09/023,401  
Filing Date February 12, 1998  
First Named Inventor Gary S. Jacob  
Attorney Docket Number SRL 6067

**METHOD OF PAYMENT**

1.  The Commissioner is hereby authorized to charge the indicated fees and credit any over payment to Deposit Account No. 19-1345, in the name of Senniger, Powers, Leavitt & Roedel.
- The Commissioner is hereby authorized to charge any additional filing and claim fees under 37 CFR 1.16 and application processing fees under 37 CFR 1.17 to Deposit Account No. 19-1345, in the name of Senniger, Powers, Leavitt & Roedel.
2.  Check Enclosed. The Commissioner is hereby authorized to charge any under payment or credit any over payment to Deposit Account No. 19-1345, in the name of Senniger, Powers, Leavitt & Roedel.

**FEE CALCULATION**

1.  BASIC FILING FEE \$ \_\_\_\_\_ (Type: \_\_\_\_\_)  
Entity Status: large

2.  CLAIM FEE \$ \_\_\_\_\_

Total Claims \_\_\_\_\_  
Independent Claims \_\_\_\_\_  
Multiple Dependent Claims \_\_\_\_\_

3.  ADDITIONAL FEES \$ 530.00

- Surcharge - late filing fee or oath
- Surcharge - late provisional filing fee or cover sheet
- Extension for reply within 2nd month
- Notice of Appeal
- Filing a Brief in Support of an appeal
- Request for Reexamination
- Petitions to the Commissioner
- Submission of Information Disclosure Statement
- Recording each patent assignment per property
- Other: \_\_\_\_\_

**TOTAL AMOUNT OF PAYMENT \$ 530.00**

Charles E. Cohen  
Charles E. Cohen, Reg. No. 34,565

August 27, 1998  
Date

CEC/lep

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST-NAMED APPLICANT	ATTORNEY DOCKET NO/TITLE
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09/023,401 02/12/98 JACOB

6067 ✓

000321 025270427  
SENNIGER, POWERS, LEAVITT & ROETEL  
ONE METROPOLITAN SQUARE  
16TH FLOOR  
ST. LOUIS, MO 63102

NOT ASSIGNED

1614

DATE MAILED:

04/27/98

### NOTICE TO FILE MISSING PARTS OF APPLICATION

#### *Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27, or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

*If all required items on this form are filed within the period set above, the total amount owed by applicant as a*  
 *small entity (statement filed)  non-small entity is \$ 130.00*

1. The statutory basic filing fee is:

- missing
- insufficient

*Applicant must submit \$ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*

2. Additional claim fees of \$ including any multiple dependent claim fees, are required.

\$ for independent claims over 3

\$ for dependent claims over 20

\$ for multiple dependent claim surcharge.

*Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.*

3. The oath or declaration:

- is missing or unexecuted.
- does not cover the newly submitted items.
- does not identify the application to which it applies.
- does not include the city and state or foreign country of applicant's residence.

*An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.*

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*

5. The signature of the following joint Inventor(s) is missing from the oath or declaration:

*An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.*

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

*See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."*

9. OTHER:

Direct the reply and any questions about this notice to Attention: Box Missing Parts

*A copy of this notice MUST be returned with the reply.*

*2 Jan*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

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200/2900